

Message

---

**From:** Maslowski, Steven [Maslowski.Steven@epa.gov]  
**Sent:** 4/8/2021 1:19:07 PM  
**To:** Lazos, Pamela [Lazos.Pamela@epa.gov]; Ahearn, Devon (ENRD) [Devon.Ahearn@usdoj.gov]; Nanda, Sushila [Nanda.Sushila@epa.gov]; Kardeman, Lianna [Kardeman.Lianna@epa.gov]; Levine, Bradley (ENRD) [Bradley.Levine@usdoj.gov]  
**Subject:** RE: [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper Association's Motion to Intervene

**Ex. 7(A)**

Steve Maslowski  
NPDES Section  
EPA Region III  
215-814-2371

---

**From:** Lazos, Pamela <Lazos.Pamela@epa.gov>  
**Sent:** Thursday, April 08, 2021 8:05 AM  
**To:** Ahearn, Devon (ENRD) <Devon.Ahearn@usdoj.gov>; Nanda, Sushila <Nanda.Sushila@epa.gov>; Maslowski, Steven <Maslowski.Steven@epa.gov>; Kardeman, Lianna <Kardeman.Lianna@epa.gov>; Levine, Bradley (ENRD) <Bradley.Levine@usdoj.gov>  
**Subject:** RE: [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper Association's Motion to Intervene

**Ex. 7(A)**

---

**From:** Ahearn, Devon (ENRD) <Devon.Ahearn@usdoj.gov>  
**Sent:** Wednesday, April 07, 2021 5:47 PM  
**To:** Nanda, Sushila <Nanda.Sushila@epa.gov>; Lazos, Pamela <Lazos.Pamela@epa.gov>; Maslowski, Steven <Maslowski.Steven@epa.gov>; Kardeman, Lianna <Kardeman.Lianna@epa.gov>; Levine, Bradley (ENRD) <Bradley.Levine@usdoj.gov>  
**Subject:** RE: [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper Association's Motion to Intervene

I will schedule a call for our normal time at 2pm on Monday. Brad and I have reached out to counsel for LSRA asking for their availability for a meet and confer. We'll keep you posted on that.

Thanks,  
Devon

Devon Ahearn  
Trial Attorney  
[Devon.ahearn@usdoj.gov](mailto:Devon.ahearn@usdoj.gov)  
(202) 514-2717

---

**From:** Nanda, Sushila <Nanda.Sushila@epa.gov>  
**Sent:** Wednesday, April 7, 2021 4:38 PM  
**To:** Lazos, Pamela <Lazos.Pamela@epa.gov>; Maslowski, Steven <Maslowski.Steven@epa.gov>; Kardeman, Lianna <Kardeman.Lianna@epa.gov>; Ahearn, Devon (ENRD) <Devon.Ahearn@usdoj.gov>; Levine, Bradley (ENRD) <Bradley.Levine@usdoj.gov>

**Subject:** RE: [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper Association's Motion to Intervene

Yes I think we should have a call and will need to have a call with PADEP.

I am cc'ing Brad Levine at DOJ.

I looked up the local rule 7.1 (it does not go into specifics about intervention, but the I cut and pasted the text of the L.R. 7.1, below, and a link to the Local rules as well.

LR 7.1 Motions to be Written. A motion must be written, and shall contain a certification by counsel for the movant that he or she has sought concurrence in the motion from each party, and that it has been either given or denied. No concurrence need be sought in pro se prisoner cases. A certificate of nonconcurrence does not eliminate the need for counsel to comply with Local Rule 26.3 relating to conferences between counsel in all discovery motions directed toward a resolution of the motion. Every motion shall be accompanied by a form of order which, if entered by the court, would grant the relief sought in the motion.

Rule 7.1 of the Local Rules for the United States District Court for the Middle District of Pennsylvania – see page 19.

<https://www.pamd.uscourts.gov/sites/pamd/files/LR120114.pdf>

I hope this makes sense – thanks, Sushila

Sushila Nanda  
Senior Attorney Advisor  
USEPA  
OECA-OCE-WED  
William Jefferson Clinton Building  
12th Street and Pennsylvania Avenue, N.W.  
Mail Code 2243A  
Room 4111C  
Washington, D.C. 20004  
Phone: (202) 564-4088  
Telefacsimile: (202) 564-0024

CONFIDENTIAL: THIS TRANSMISSION MAY CONTAIN DELIBERATIVE, ATTORNEY-CLIENT COMMUNICATIONS, ATTORNEY-  
WORK PRODUCT, OR OTHERWISE PRIVILEGED MATERIAL. DO NOT RELEASE UNDER FOIA WITHOUT APPROPRIATE  
REVIEW. IF THIS MESSAGE HAS BEEN RECEIVED BY YOU IN ERROR, YOU ARE INSTRUCTED TO DELETE THIS MESSAGE  
FROM YOUR MACHINE AND ALL STORAGE MEDIA WHETHER ELECTRONIC OR HARD COPY.

---

**From:** Lazos, Pamela

**Sent:** Wednesday, April 07, 2021 3:57 PM

**To:** Maslowski, Steven <Maslowski.Steven@epa.gov>; Nanda, Sushila <Nanda.Sushila@epa.gov>; Kardeman, Lianna <Kardeman.Lianna@epa.gov>; Ahearn, Devon (ENRD) <Devon.Ahearn@usdoj.gov>

**Subject:** FW: [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper

Association's Motion to Intervene

**Importance:** High

Well, the other shoe has dropped. Should we just have a call on Monday the 12<sup>th</sup> at 2p since that was our normal meet time? I have a hard stop at 3p that day, but we're probably all available.

Thanks,

Pam

---

**From:** Williams, Janna <jannwillia@pa.gov>

**Sent:** Wednesday, April 07, 2021 12:13 PM

**To:** Lazos, Pamela <Lazos.Pamela@epa.gov>

**Cc:** Herb, Dawn <dherb@pa.gov>

**Subject:** FW: [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper Association's Motion to Intervene

**Importance:** High

Hi Pam,

We just received the below email from EIP regarding CRW's Consent Decree. Dawn and I would like to have a meeting to discuss. Would you provide some dates and times you and your team are available? I wasn't sure who all to forward to so please feel free to pass this along.

Best,

Janna Williams

**Janna Williams** | Assistant Counsel  
Office of Chief Counsel | South Central Regional Counsel  
Department of Environmental Protection  
909 Elmerton Avenue | Harrisburg, PA 17110-8200  
Phone: 717.783.8301 | Fax: 717.772.2400  
[www.depweb.state.pa.us](http://www.depweb.state.pa.us)

*The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any use of this information other than by the intended recipient is prohibited. If you receive this message in error, please send a reply e-mail to the sender and delete the material from any and all computers. Unintended transmissions shall not constitute waiver of the attorney-client or any other privilege.*

---

**From:** Lisa Widawsky Hallowell <lhallowell@environmentalintegrity.org>

**Sent:** Wednesday, April 7, 2021 11:38 AM

**To:** bshuman@pa.gov; Williams, Janna <jannwillia@pa.gov>

**Cc:** Sylvia Lam <slam@environmentalintegrity.org>

**Subject:** [External] Civil Action No. 1:15-cv-00291-CCC, Seeking Concurrence for Lower Susquehanna Riverkeeper Association's Motion to Intervene

**Importance:** High

**ATTENTION:** This email message is from an external sender. Do not open links or attachments from unknown sources. To report suspicious email, forward the message as an attachment to [CWOPA\\_SPAM@pa.gov](mailto:CWOPA_SPAM@pa.gov).

Dear Janna:

Pursuant to Local Rule 7.1 of the Local Rules for the United States District Court for the Middle District of Pennsylvania, I am writing on behalf of the Lower Susquehanna Riverkeeper Association ("LSRA") to seek your concurrence for LSRA to

move to intervene as a Plaintiff in the matter *U.S. et al v. Capital Region Water*, Civil Action No. 1:15-cv-00291-CCC, in the Middle District of Pennsylvania. In advance of filing LSRA's motion to intervene as a Plaintiff in this action, please let us know your client's position regarding this motion. Beth Shuman is listed as counsel of record, but given that I believe she has retired, I am writing to you since you met with us on this matter – please let me know if there is another attorney for the Department that I should contact.

In addition, there is no counsel of record listed for the City of Harrisburg; do you know if there a counsel contact person for the City of Harrisburg that should be consulted, or has their involvement ceased following their transfer of duties in this matter to CRW?

Thank you for your prompt attention to this request.

Sincerely,

Lisa Widawsky Hallowell  
Senior Attorney  
Environmental Integrity Project  
(202) 294-3282

**CONFIDENTIAL LEGAL COMMUNICATION:** *The information transmitted is intended only for the person or entity to whom it is addressed, and may contain privileged and confidential attorney-client communications and/or confidential attorney work product. If you receive this message in error, please send a reply e-mail to the sender and delete the material from any and all computers. Unintended transmissions shall not constitute waiver of the attorney-client or any other privilege.*